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**REVOCATION AND SUBSTITUTE  
POWER OF ATTORNEY OR  
AUTHORIZATION OF AGENT**

Application Number	09/898,497
Filing Date	July 5, 2001
First Named Inventor	Hirohisa A. Tanaka <i>et al.</i>
Group Art Unit	2161
Examiner Name	Unassigned
Attorney Docket Number	20662-07121

I hereby revoke all previous powers of attorney or authorizations of agent given in the above-identified application, and I hereby appoint:



Practitioner(s) named below:

Name	Registration Number
Albert C. Smith	20,355
Greg T. Sueoka	33,800
Laura A. Majerus	33,417
Christopher M. Tobin	40,290
Kirk A. Gottlieb	42,596

as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

Please update the attorney docket number, and change the correspondence address to, and associate the above-identified application with:



Practitioners at Customer Number

00758 →



OR

☐ Firm or Individual Name

Address

Address

City

State

Zip

Country

Telephone

Fax

I am the:



Applicant/Inventor.

Assignee of record of the entire interest. See 37 CFR 3.71.  
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).**SIGNATURE of Applicant or Assignee of Record**

Name

Brian Smartt

Title

Chief Technology Officer

Signature

Date

  
 10-2-02

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☒ Total of one forms is submitted.

Atty. Dkt. No.: 20662-07121

## Certificate Under 37 CFR § 3.73(b)

Applicants: Hirohisa A. Tanaka et al.  
Application No.: 09/898,497  
Filing Date: July 5, 2001  
Name of Assignee: Telcontar  
Type of Assignee (e.g. corporation, partnership, university, government agency, etc.): Corporation

The above-mentioned Assignee certifies that it is the assignee of the entire right, title and interest in the patent application identified above by virtue of either:

A. ☐ An assignment from the inventors of the patent application identified above. The assignment was recorded in the Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached; OR

B. ☒ A chain of title from the inventors, of the patent application identified above, to the current assignee as shown below:

1. From: Hirohisa A. Tanaka; Geoffrey R. Hendrey; Philip J. Koopman, Jr.  
To: Gravitate, Inc.  
The document was recorded in the Patent and Trademark Office at  
Reel: \_\_\_\_\_ and Frame: \_\_\_\_\_, or for which a copy thereof is attached.
2. From: Gravitate, Inc.  
To: Telcontar  
The document was recorded in the Patent and Trademark Office at  
Reel: 012819 and Frame: 0422, or for which a copy thereof is attached.
3. From: \_\_\_\_\_  
To: \_\_\_\_\_  
The document was recorded in the Patent and Trademark Office at  
Reel: \_\_\_\_\_ and Frame: \_\_\_\_\_, or for which a copy thereof is attached.


☐ Additional documents in the chain of title are listed on a supplemental sheet.

☒ Copies of assignments or other documents in the chain of title are attached.

The undersigned has reviewed all the documents in the chain of title of the patent application identified above and, to the best of undersigned's knowledge and belief, title is in the assignee identified above.

The undersigned (whose title is supplied below) is empowered to sign this certificate on behalf of the assignee.

I hereby declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

10-2-02 Date  
 Signature  
Brian Smartt Name  
Chief Technology Officer Title

FAX RECEIVED

OCT 18 2002

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Official

20662/07121/SF/5084825.1

Assignment Page 1

Docket/Ref. No. 05274.00016

**COPY****ASSIGNMENT OF PATENT APPLICATION**

FOR GOOD AND VALUABLE CONSIDERATION, We, the undersigned (each) have agreed and hereby agree to assign for good and valuable consideration, receipt of which is hereby expressly acknowledged, and do hereby sell, assign and transfer unto Gravitate, Inc., a corporation organized under the laws of California as Assignee, and its successors, assigns and legal representatives, the entire right, title and interest, for all countries in and to certain inventions relating to

**METHOD AND APPARATUS FOR LOCATION-SENSITIVE, SUBSIDIZED CELL PHONE BILLING**

described in an application for Letters Patent of the United States, identified as Docket/Ref. No. 05274.00016, at Dov Rosenfeld, 5507 College Avenue, Suite 2, Oakland, CA 94618 and filed on July 5, 2001, as Application Serial No. 09/898,497, and the invention(s) and improvement(s) set forth therein, and any and all continuations, continuations-in-part, divisionals, and renewals of and substitutes for said application for said Letters Patent, and all the rights and privileges under any and all Letters Patent that may be granted therefor in any country, and any reissues, or reexaminations, or extensions of said Letters Patent. We request that any and all Letters Patent for said inventions be issued to said Assignee, its successors, assigns and legal representatives, or to such nominees as it may designate.

We agree that, when requested, we will, without charge to said Assignee but at its expense, sign all papers, take all rightful oaths, and do all acts which may be necessary, desirable or convenient for securing and maintaining patents for said inventions in any and all countries and for vesting title thereto in said Assignee, its successors, assigns and legal representatives or nominees.

We authorize and empower the said Assignee, its successors, assigns and legal representatives or nominees, to invoke and claim for any application for patent or other form of protection for said inventions filed by it or them, the benefit of the right of priority provided by the International Convention for the Protection of Industrial Property, as amended, or by any convention which may henceforth be substituted for it, and to invoke and claim such right of priority without further written or oral authorization from us.

We hereby consent that a copy of this assignment shall be deemed a full legal and formal equivalent of any assignment, consent to file or like document which may be required in any country for any purpose and more particularly in proof of the right of the said Assignee or nominee to claim the aforesaid benefit of the right of priority provided by the International convention which may henceforth be substituted for it.

We covenant with said Assignee, its successors, assigns and legal representatives, that the rights and property herein conveyed are free and clear of any encumbrance, and that we have full right to convey the same as herein expressed.

IN WITNESS WHEREOF, we have hereunto signed our names on the day and year set forth below.

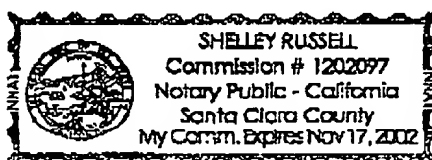
H. A. Tanaka  
Inventor's Signature

21 February 2002  
DATE

Inventor's Printed Name: Hirohisa A. Tanaka

STATE OF California )  
 ) SS  
COUNTY OF Santa Clara )

On this day of (date) 21<sup>st</sup> February 2002 before me personally came the above named Hirohisa A. Tanaka who is personally known by me or proved to me on the basis of satisfactory evidence to be the same individual who executed the foregoing assignment, and who acknowledged to me that he/she executed the same of his/her own free will for the use and purposes therein set forth.



Shelley Russell  
NOTARY PUBLIC  
My Commission Expires: 11/17/2002

**COPY**

BW 05274.00016

**ASSIGNMENT**

WHEREAS, WE, Hirohisa A. Tanaka, a U.S. citizen, residing at 350 Sharon Park Drive, Apartment G24, Menlo Park, California 94025; Geoffrey R. Hendrey, a U.S. citizen, residing at 3800 Treetops Circle, Unit 302, San Bruno, California 94066; and Philip J. Koopman, Jr., a U.S. citizen, residing at 6537 Darlington Road, Pittsburgh, Pennsylvania 15217 (Assignors), have invented certain new and useful improvements in "METHOD AND APPARATUS FOR LOCATION-SENSITIVE, SUBSIDIZED CELL PHONE BILLING" for which an application for Letters Patent of the United States was filed on July 5, 2001, and accorded Serial No.09/898,497; and

WHEREAS, Gravitare, Inc., a corporation duly organized under the laws of the state of California, having a place of business at 713 Linden Avenue, Suite B, South San Francisco, California 94080-2937 (Assignee), is desirous of acquiring the entire right, title and interest in and to the aforesaid invention and in and to any Letters Patent of the United States or any foreign country which may be granted therefore;

NOW THEREFORE, for good and valuable consideration, we, Hirohisa A. Tanaka, Geoffrey R. Hendrey, and Philip J. Koopman, Jr., by these presents do sell, assign, and transfer unto Gravitare, Inc., its successors, legal representatives and assigns, our full right to the said invention as described in the said application, and our entire right, title and interest in and to any and all Letters Patent which may be granted therefore in the United States and its territorial possessions and in any and all foreign countries and in and to any and all divisions, reissues, continuations and extensions thereof;

AND WE HEREBY authorize and request the Commissioner of Patents and Trademarks or any other proper officer or agency of any country to issue all said Letters Patent to said assignee;

AND WE HEREBY warrant and covenant that we have full right to convey our entire interest herein assigned and that we have not executed and will not execute any instrument or assignment in conflict herewith;

AND WE HEREBY agree to communicate to said assignee or its representatives any facts known to us respecting said invention, to execute all divisional, continuation, reissue and foreign applications, sign all lawful documents and make all rightful oaths relating to said invention, and to testify in any judicial or administrative proceeding and generally do everything possible to aid the said assignee to obtain and enforce said Letters Patent in the United States or any foreign country when requested so to do by said assignee.

Date: \_\_\_\_\_

Inventor: \_\_\_\_\_  
Hirohisa A. TanakaDate: 10/4/01Inventor:   
Geoffrey R. Hendrey

Date: \_\_\_\_\_

Inventor: \_\_\_\_\_  
Philip J. Koopman, Jr.

ASSIGNMENT

COPY BW 05274.00016

WHEREAS, WE, Hirohisa A. Tanaka, a U.S. citizen, residing at 350 Sharon Park Drive, Apartment G24, Menlo Park, California 94025; Geoffrey R. Hendrey, a U.S. citizen, residing at 3800 Treetops Circle, Unit 302, San Bruno, California 94066; and Philip J. Koopman, Jr., a U.S. citizen, residing at 6537 Darlington Road, Pittsburgh, Pennsylvania 15217 (Assignors), have invented certain new and useful improvements in "METHOD AND APPARATUS FOR LOCATION-SENSITIVE, SUBSIDIZED CELL PHONE BILLING" for which an application for Letters Patent of the United States was filed on July 5, 2001, and accorded Serial No.09/898,497; and

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NOW THEREFORE, for good and valuable consideration, we, Hirohisa A. Tanaka, Geoffrey R. Hendrey, and Philip J. Koopman, Jr., by these presents do sell, assign, and transfer unto Gravitare, Inc., its successors, legal representatives and assigns; our full right to the said invention as described in the said application, and our entire right, title and interest in and to any and all Letters Patent which may be granted therefore in the United States and its territorial possessions and in any and all foreign countries and in and to any and all divisions, reissues, continuations and extensions thereof;

AND WE HEREBY authorize and request the Commissioner of Patents and Trademarks or any other proper officer or agency of any country to issue all said Letters Patent to said assignee;

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Date: \_\_\_\_\_

Inventor: \_\_\_\_\_  
Hirohisa A. Tanaka

Date: \_\_\_\_\_

Inventor: \_\_\_\_\_  
Geoffrey R. HendreyDate: 10/4/01Inventor: Philip J. Koopman Jr.  
Philip J. Koopman, Jr.